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COMMERCE COMMISSION

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CHIEF CLERK'S OFFICE

PEORIA OPPORTUNITIES FOUNDATION,)
JANE GENZEL, Executive Director,)

Petitioner,)

vs.)

CENTRAL ILLINOIS LIGHT COMPANY)
d/b/a AMEREN/CILCO,)

Respondent.)

CASE NO. 07-0170

Administrative Law Judge

FIRST AMENDED COMPLAINT

JANE GENZEL, the SOUTH SIDE OFFICE OF CONCERN, an Illinois not-for-profit corporation, the PEORIA OPPORTUNITIES FOUNDATION, an Illinois not-for-profit corporation and NEW HOPE APARTMENTS, L.P., an Illinois limited partnership, By their Attorney Brian D. Mooty of the law firm Kavanagh, Scully, Sudow, White and Frederick P.C. for their First Amended Complaint state as follows:

1. This Complaint is a request for an order waiving the separate metering requirements of 83 Ill. Adm. Code 410.130(a) regarding separate metering and an order waiving the requirements of AmerenCILCO's separate metering requirements set forth at Section 4.121(A) of AmerenCILCO's General Terms and Conditions for a apartment building to be established at 301 NE Jefferson, Peoria, IL.
2. Jane Genzel is the Executive Director of the Peoria Opportunities Foundation, an Illinois Not for Profit Corporation. (hereinafter POF).
3. POF is one of two general partners of New Hope Apartments, L.P., an Illinois Limited Partnership. (hereinafter, New Hope).
4. The South Side Office of Concern, an Illinois Not for Profit Corporation (hereinafter SSOC) is the other general partner of New Hope.

5. The South Side Office of Concern is the current fee title owner of 301 NE Jefferson Peoria, IL.
6. South Side and POF plan to transfer fee title ownership of 301 NE Jefferson Street Peoria, IL to New Hope by the end of April 2007.
7. The 301 NE Jefferson Street building is a historic former YWCA located in downtown Peoria Illinois.
8. SSOC and POF will, through the New Hope Limited Partnership renovate the building including constructing in the building a 79 unit supportive housing development known as the New Hope Apartments.
9. The New Hope Apartments will consist of 79 efficiency apartments. In addition common spaces and office spaces for POF and SSOC will be constructed.
10. SSOC and POF, as general partners of the New Hope Limited Partnership, will own and operate the New Hope Apartments.
11. The New Hope Apartments will serve homeless or formerly homeless individuals through a permanent supportive housing program operated on site under the supervision of POF and SSOC. Many of the residents will not be able to properly manage and timely pay utility bills separately sent to each of their units.
12. Financing for the renovation of the building and the permanent supportive housing program and on site services will be from a series of grants and low income tax credits and the development will be operated in accordance with all applicable United States Department of Housing and Urban Development, other Federal and state and city regulations.
13. Separate utility charges will not be charged to the residents. All utilities in the building will be paid by the owner.
14. The additional cost and expense of installing separate metering for each apartment unit will significantly increase the cost of the renovation of the building and also the ongoing cost of managing and maintaining the permanent supportive housing programs at the building.

15. There will be few if any long term benefits derived from separately metering the efficiency apartments.
16. If separate metering and billing is required, no additional benefits, and instead a significant management and administrative burden will be unreasonably imposed on the development and the permanent supportive housing program at the building.

WHEREFORE, Jane Genzel, the South Side Office Of Concern, an Illinois not-for-profit corporation, the Peoria Opportunities Foundation, an Illinois not-for-profit corporation and New Hope Apartments, L.P., an Illinois limited partnership, request that the Commission grant their request for an order waiving the separate metering requirements of 83 Ill. Adm. Code 410.130(a) regarding separate metering and an order waiving the requirements of AmerenCILCO's separate metering requirements set forth at Section 4.121(A) of AmerenCILCO's General Terms and Conditions for the building at 301 NE Jefferson, Peoria, IL.

Respectfully submitted,

**JANE GENZEL; SOUTH SIDE OFFICE OF
CONCERN, an Illinois not-for-profit
corporation; PEORIA OPPORTUNITIES
FOUNDATION, an Illinois not-for-profit
corporation; and NEW HOPE APARTMENTS,
L.P., an Illinois limited partnership**

BY: 

**BRIAN D. MOOTY
Licensed in the State of Illinois
ARDC #6193069
Kavanagh, Scully, Sudow,
White & Frederick, P.C.
301 SW Adams St., Ste. 700
Peoria, IL 61602-1574**

VERIFICATION

I, **Jane Genzel, Executive Director of Peoria Opportunities Foundation**, being sworn on oath, state the foregoing **FIRST AMENDED COMPLAINT** is true and accurate to the best of my knowledge, information and belief.



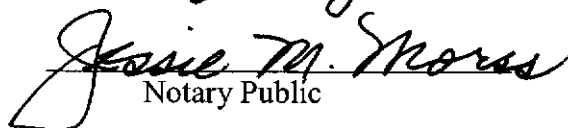
JANE GENZEL

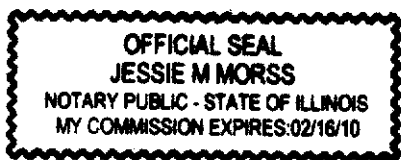
Executive Director

Peoria Opportunities Foundation

Subscribed and sworn to before

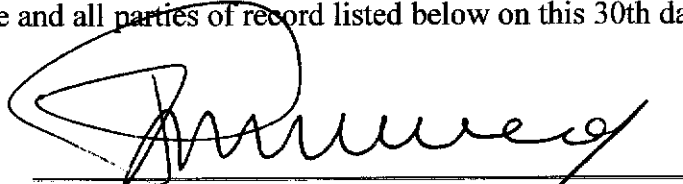
Me this 3rd day of April 2007.


Notary Public



CERTIFICATE OF SERVICE

I, **Brian D. Mooty**, do hereby certify that a copy of the foregoing **FIRST AMENDED COMPLAINT** was filed on the Illinois Commerce Commission's docket and that a copy was served upon the Administrative Law Judge and all parties of record listed below on this 30th day of March, 2007.


BRIAN D. MOOTY

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